UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK
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In re:

BROOKLYN EVENTS LLC,
d/b/a VERBOTEN

Debtor.

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Return Date: 10/6/16
Hearing Time: 2:00 PM

Chapter 11
Case No.: 16-41371 (CEC)

Hon. Carla E. Craig

AFFIRMATION IN SUPPORT OF CREDITOR EMMA NEALON'S MOTION TO LIFT STAY

MARK HUDOBA, an attorney duly admitted to practice in the courts of the State of New York and within the Courts of the United States of America, Eastern District of New York, affirms the following under the penalties of purgery:

1. I am an attorney admitted to practice law before the Federal Court for the Eastern District of New York

2. I am a member of Cellino & Barnes P.C, attorneys for the plaintiff, EMMA NEALON, in an action commenced by the plaintiff on June 6th 2016, in the Supreme Court of the State of New York, County of Kings (annexed hereto as Exhibit "A: is a copy of the summons and complaint).

3. On or about the 31st day of March, 2016, BROOKLYN EVENTS LLC, d/b/a VERBOTEN, the above-named debtor, filed a petition under Chapter 11 of the United States Bankruptcy Code.

4. By the provisions of 11 U.S.C. § 362, all persons were enjoined and stayed from commencing or continuing any suit against the debtor.

5. On or about the 6th day of June, 2016, movants commenced a suit against BROOKLYN EVENTS, LLC d/b/a VERBOTEN which was commenced in the

Supreme Court of the State of New York, County of Kings, to recover damages for injuries sustained by the plaintiff EMMA NEALON on the 31st day of July, 2015. This lawsuit is presently pending and bears the Index Number 154737/2016. The defendant has not yet interposed an Answer to Plaintiff's Summons and Complaint in this action.

6. On or about July 31, 2016, the date of plaintiff's accident referred to above, the plaintiff, EMMA NEALON was a lawful patron of the defendant's place of business, VERBOTEN, which is a night club / music venue in Brooklyn, New York. She was seriously injured when she was struck in the face by a stage gate or barrier that was being opened by an employee of the defendant.

7. On July 31, 2015, BROOKLYN EVENTS, LLC d/b/a VERBOTEN maintained a policy of liability insurance with respect to personal injury occurrences at defendant's aforementioned place of business. The insurance policy was with New York Marine and General Insurance Company with claim number LAX-00065814. Said insurance policy has liability limits of $1,000,000 per occurrence.

8. The insolvency or bankruptcy of the debtor, BROOKLYN EVENTS, LLC d/b/a VERBOTEN, does not release New York Marine and General Insurance from payment of damages from injuries sustained during the time of and within the coverage of the aforementioned insurance policy.

9. In the event movant is permitted to pursue the aforementioned State Court suit, they will not pursue a claim in this bankruptcy proceeding and will not pursue the personal assets of the defendant.

10. It is respectfully submitted that this Court grant Emma Nealon's motion to lift the automatic bankruptcy stay to the extent of available insurance coverage

so she can pursue her personal injury action to the extent of available insurance coverage at the time of the accident.

11. Emma Nealon will not be pursuing the personal assets of the debtor.

12. Lifting the automatic bankruptcy stay to allow Emma Nealon to pursue the available insurance coverage of the debtor will not hinder, burden, delay, prejudice nor be inconsistent with the bankruptcy case.

WHEREFORE, movant hereby requests that this Court enter an Order granting relief from the automatic stay imposed by 11 U.S.C. §362 and permit the Movant to proceed in the New York State Supreme Court action and to proceed against the liability insurance coverage of the Debtors, and for such other relief that this Court deems just and proper.

DATED: New York, New York
September 6, 2016

CELLINO & BARNES, P.C.

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